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**FACSIMILE TRANSMITTAL**

**TO**

Name: Examiner Mark Lance SHIBUYA  
 Loc: Group 1639 / USPTO  
 Fax No.: (571) 273-8300  
 Phone No.: (571) 272-0806  
 Subject: US Appln. No. 10/038,342  
 Your File No.: 10/038,342

**FROM**

Name: Lauren L. Stevens  
 Phone No.: 650-849-6614  
 Fax # Verified by: Athena  
 # Pages (incl. this): 2  
 Date: November 3, 2006  
 Our File No.: 07303.0127-00000

**Message:**

In re Application of:

**Michael SOGARD**

Application No.: **10/038,342**

Filed: **October 23, 2001**

For: **METHODS AND DEVICES FOR  
 HYBRIDIZATION AND BINDING  
 ASSAYS USING THERMOPHORESIS**

) Group Art Unit: **1639**

) Examiner: **Mark Lance SHIBUYA**

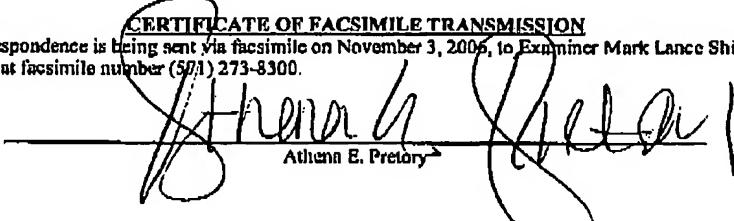
) Confirmation No.: **7706**

**Please find enclosed:**

1. Request for Continued Examination with authorization to charge the fee to deposit account (1 page).

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being sent via facsimile on November 3, 2006, to Examiner Mark Lance Shibuya at the United States Patent and Trademark Office at facsimile number (571) 273-8300.

  
 Athena E. Pretry

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<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number: 10/038,342	Confirmation Number: 7706
	Filing Date: October 23, 2001	
	First Named Inventor: Michael SOGARD	RECEIVED
	Group Art Unit: 1639	CENTRAL FAX CENTER
	Examiner: Mark Lance SHIBUYA	NOV 03 2006
	Attorney Docket Number: 07303.0127-00000	

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment.
  - a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - i.  Consider the arguments in the Reply to Final Office action previously filed on October 18, 2006.
    - ii.  Other \_\_\_\_\_
  - b.  **DO NOT ENTER** the amendment(s) previously filed on \_\_\_\_\_. An alternate submission is attached.
  - c.  Enclosed submission:
 

i. <input type="checkbox"/> Amendment/Reply	iii. <input type="checkbox"/> Information Disclosure Statement
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)	iv. <input type="checkbox"/> Other _____
2. Miscellaneous
  - a.  Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(l) required.)
  - b.  Other \_\_\_\_\_
3. Fees
  - a.  The filing fee is calculated as follows:
 

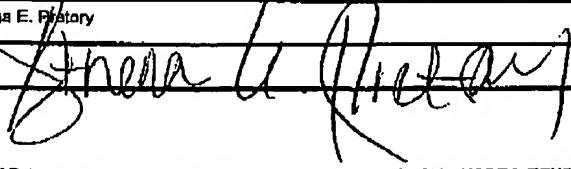
i. <input checked="" type="checkbox"/> \$790.00 RCE fee required under 37 C.F.R. § 1.17(e)	11/06/2006 TL0111 00000049 060916 10038342
ii. <input type="checkbox"/> Petition for extension of time	01 FC:1801 790.00 DA
iii. <input type="checkbox"/> Other _____	
  - b.  The Commissioner is hereby authorized to charge the fee of \$790.00 to Deposit Account No. 06-0916.
  - c.  The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

#### Signature of Applicant, Attorney, or Agent Required

Name: Lauren L. Stevens	Reg. No.: 36,691
Signature: 	Date: November 3, 2006

#### Certificate of Facsimile Transmission

I hereby certify that this correspondence is being sent via facsimile on November 3, 2006, to Examiner Mark Lance Shibuya at the United States Patent and Trademark Office at facsimile number (571) 273-8300.

Name: Athena E. Rictor
Signature: 
Date: November 3, 2006